

Message Text

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ACTION AF-10

INFO OCT-01 ISO-00 SP-02 USIA-06 AID-05 EB-07 NSC-05
EPG-02 TRSE-00 SS-15 STR-04 OMB-01 CEA-01 L-03
H-01 CIAE-00 INR-07 NSAE-00 OPIC-03 COME-00 /073 W
-----081324Z 113624 /45

R 081156Z JUN 77

FM AMEMBASSY DAR ES SALAAM

TO SECSTATE WASHDC 5286

LIMITED OFFICIAL USE DAR ES SALAAM 2356

E.O. 11652: N/A

TAGS: EINV, TZ

SUBJECT: EXPROPRIATION CASES IN TANZANIA

REF: (A) STATE 43521, (B) DAR ES SALAAM 733

FOLLOWING PARAS UPDATE STATUS OF COMPENSATION CASES SINCE
SUBMISSION REF B.

1. CALTEX -- EMBASSY HAS BEEN REGULARLY FOLLOWING UP THIS
CASE WITH PRIN SEC OF MIN LANDS AND WITH TREASURY REGISTRAR.
ON 1 APRIL WE SENT LETTER EXPRESSING PUZZLEMENT OVER WHY THERE
SHOULD BE "LEGAL CONFUSION" AND ASKING FOR STATUS REPORT. WE
ATTACHED LETTER FROM CALTEX TO ITS ATTORNEY REVIEWING LEGAL
HISTORY AND OPINIONS ON THE CASE. IN MID-MAY TREASURY
REGISTRAR TOLD US THAT TANGOV OFFICES INVOLVED HAD REACHED
DECISION ON HOW TO HANDLE MATTER. HE DID NOT ELABORATE BUT
PROMISED EXPLAIN IN LETTER WITHIN WEEK. NIETHER CALTEX NOR
WE HAVE RECEIVED FURTHER INFORMATION FROM TANGOV. WE ARE
TOLD THAT A LETTER IS WORKING ITS WAY THROUGH BUREAUCRACY. ON
8 JUNE WE SENT LETTER REQUESTING RESPONSE TO OUR EARLIER REQUEST
FOR INFORMATION.

2. VON ZASTROW -- ATTORNEY MET WITH TREASURY REGISTRAR IN
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MARCH AND IN MAY IN ATTEMPT NEGOTIATE FAIR VALUE. ATTORNEY
URGED FLEXIBLE FORMULA THAT WOULD REFLECT UNIQUE CHARACTER OF VON
ZASTROW CLAIM BY TAKING ACCOUNT PROPERTY VALUATION, INVESTMENT,
ETC. AS WELL AS PROFITABILITY. HOPEFULLY TANGOV WOULD THEN MAKE
AN OFFER WITHIN RANGE OF MRS. VON ZASTROW'S REDUCED CLAIM.
REPORTEDLY, TREASURY REGISTRAR ARGUED THAT PROFITABILITY FORMULA
MEETS INTERNATIONAL STANDARDS AND WAS USED TO SATISFACTION OF

OTHER EX-OWNERS OF COFFEE ESTATES. HE DID NOT WANT SET PRECEDENT AND DEFINED "FAIR VALUE" AS ANY AMOUNT AGREEABLE TO THE TWO PARTIES. COPY OF ATTORNEY'S LETTER TO US OF 9 MAY POUCHED TO AF/E. TREASURY REGISTRAR TAKES VIEW IT UP TO EX-OWNER TO BREAK CURRENT IMPASSE.

3. STADLER/FORBES AND CAPT. MAY CONVERTIBILITY CASES -- WE HAVE BEEN INFORMED BY EXECUTOR AND TRUSTEE DEPT OF NATIONAL BANK OF COMMERCE (NBC) THAT APPLICATIONS FOR REMITTANCE WERE SUBMITTED (CAPT. MAY'S IN MARCH; STADLER/FORBES IN MAY) TO BANK OF TANZANIA FOR APPROVAL. WE FOLLOWING MATTER WITH NBC OFFICIAL WHO SAID HE EXPECTS BOTH TO BE APPROVED BY END JUNE. SPAIN

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Message Attributes

Automatic Decaptioning: X
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Concepts: NATIONALIZATION, COMPENSATION, CLAIMS, PROGRESS REPORTS, BUSINESS FIRMS
Control Number: n/a
Copy: SINGLE
Sent Date: 08-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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